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RECEIVED

JUN 17 2011

RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

Michelle Gazave

Plaintiff(s),

vs.

David Yomtov
David Gazave

Defendant(s).

E-filing

HRL

CV 11 3070
 COMPLAINT

DEMAND FOR JURY TRIAL

[Check One:] Yes ☒ No ☐1. **Jurisdiction.** This Court has jurisdiction over this complaint based on:

[Read Chapter 3 of the Pro Se Handbook. Then, check all that apply.]

☐ Federal Question☐ Diversity of Citizenship

(a) Federal Question jurisdiction is based on: [If the basis for jurisdiction is

Federal Question, list which federal law(s) or constitutional right(s) is/are at issue.] both

violation of alimony and the state law
of community division (property)

(b) Diversity jurisdiction is based on: *[If the basis for jurisdiction is Diversity of Citizenship, list the state of citizenship of each party. For a corporation, list its principal place of business and the state in which it is incorporated.]*

1. Plaintiff(s)' state(s) of citizenship: n/a

2. Defendant(s)' state(s) of citizenship: n/a

2. **Parties.** List the name(s) and address(es) of each Defendant:

David Yomtov

210 N. Fourth Street, Suite 101

San Jose, CA 95122

David Gazave

1411 Saratoga Ave., Apt 151

San Jose, CA 95129

3. **Venue.** Venue is appropriate in the Northern District of California because:

[Check all that apply.]

☒ Defendant(s) reside or do business in this district.

☐ A substantial part of the events or omissions which give rise to the claim occurred in this district.

☐ A substantial part of the property that is the subject of the action is situated in this district.

3. **Intradistrict Assignment.** *[Check all that apply.]*Assignment to San Francisco or Oakland Division

- ☐ A substantial part of the events or omissions which give rise to these claims occurred in the county of Alameda, Contra Costa, Del Norte, Humboldt, Lake, Marin, Mendocino, Napa, San Francisco, San Mateo or Sonoma.
- ☐ A substantial part of the property that is the subject of this action is situated in the county of Alameda, Contra Costa, Del Norte, Humboldt, Lake, Marin, Mendocino, Napa, San Francisco, San Mateo or Sonoma.

Assignment to San Jose Division

- ☐ A substantial part of the events or omissions which give rise to these claims occurred in the county of Santa Clara, Santa Cruz, San Benito or Monterey.
- ☐ A substantial part of the property that is the subject of this action is situated in the county of Santa Clara, Santa Cruz, San Benito or Monterey.

STATEMENT OF FACTS AND CLAIMS

Give a short and plain statement of the facts of your case. Include WHERE the events happened, WHEN the events happened, WHO was involved, WHAT role each of the defendants played, and HOW you were harmed, if you have that information. If you know which specific laws or rights the defendant violated, you can include them here. Put each fact or claim into a separate numbered paragraph. Attach additional sheets of paper as necessary.

If you want to submit documents that support your facts and claims, you may attach them to the end of this Complaint as exhibits. In this 'Statement of Facts and Claims' section, explain what each exhibit is and how it supports your claims. NOTE: Attaching a document to your complaint does not necessarily mean that it will be accepted as evidence.

Violation of the CA State law
of community property

Violation of alimony.

① I never received the \$40,000,
my portion of the House Sale
money proceeds.

② The government retirement Calpers
were not divided 50% - 50%.

③ The stocks were not divided
50% 50%

④ The bank account money was
not divided 50% 50%

PRAYER FOR RELIEF

State what you want the Court to do for you. For example, depending on which claims you raise, it may be appropriate to ask the Court to award monetary damages or an order requiring the defendant to do or stop doing some activity. If you are asking for money, state how much you are asking for and why you are entitled to that amount.

I would like to sue Mr. Yomtov and Mr. Gazave for violating the Law. The amount of 5 million dollars.

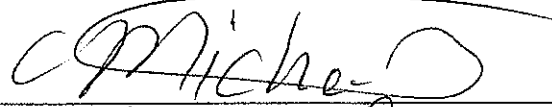
Mr Yomtov should know better to follow the law instead of violating the law.

Respectfully submitted,

Date:

07/19/11

Signature:



Printed name:

Michelle Gazave

Pro Se